

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION No. 1754 OF 2006

IN

FIRST APPEAL (St.) No. 7281 OF 2006

**Maharashtra State Road
Transport Corporation**

APPLICANT

Vs.

Motiram J. Patil Anr.

RESPONDENTS

Mr. C. M. Lokesh i/b M/s. G.S. Hegde & Associates
for the Applicant.

Mr. R. R. Salvi Advocate for the Respondents.

CORAM : Dr. S. RADHAKRISHNAN, J.

DATE : JULY 14, 2006.

P.C.

. Heard the learned counsel for the Applicant
and the Respondents. The learned counsel for the
Applicant states that the entire decretal amount has
been deposited in the Trial Court. Perused the order
of the Trial Court dated 26th October 2005, wherein it
is directed that 50% of share of the petitioners i.e.
Respondent Nos. 1 and 2 herein, be invested in F.D.R.
in any Nationalized Bank for a period of three years.

2. The learned counsel for the Respondent states
that pursuant to order dated 4th April, 2006
Respondents have withdrawn Rs. one lakh on furnishing
security to the satisfaction of the Tribunal. Perused
the impugned order dated 26th October, 2005. In fact
both the Respondents are the parents of their
deceased son, and there is no reason why the Tribunal
directed to deposit 50% of the amount in the bank. In
view thereof, the Respondents are at liberty to
withdraw the entire balance amount, including the

amount in F.D.R. by furnishing security to the
satisfaction of the Tribunal. Civil Application is
made absolute in terms of prayer Clause (a).

[Dr. S. RADHAKRISHNAN, J.]